PTO/SB/084(10-01)
Approved for use through 10/31/2002, OMB 651-0331
st 6 Tridemark Officir U.S. DEPARTMENT OF COMMERCE
mation unless il contains a valid OMB control number ubstitute for form 1449A/PTO INFORMATION DISCLOSURE **Application Number** 10/667,208 STATEMENT BY APPLICANT OF SEASON OF THE PROPERTY OF THE PROPER September 19, 2003 Filing Date Carson, Dennis **First Named Inventor Group Art Unit** 1614 Henley, Raymond **Examiner Name** Attorney Docket No: 103.032US1 Sheet 1 of 2

| US PATENT DOCUMENTS                              |                        |                  |   |                            |  |
|--|------------------------|------------------|---|----------------------------|--|
| Examiner<br>Initial                              | USP Document<br>Number | Publication Date | Name of Patentee or Applicant of cited Document | Filing Date If Appropriate |  |
|  | US-3,053,255           | 09/11/1962       | Meyer, Friedrich                                | 12/16/1958                 |  |
|  | US-3,710,795           | 01/16/1973       | Higuchi, Takeru, et al.                         | 09/29/1970                 |  |
| 1  | US-3,843,480           | 10/22/1974       | Dreher, Donald F.                               | 12/04/1967                 |  |
|  | US-3,939,178           | 02/17/1976       | Demerson, Christopher A., et al.                | 09/15/1972                 |  |
|  | US-3,948,254           | 04/06/1976       | Zaffaroni, Alejandro                            | 08/28/1974                 |  |
|  | US-3,948,262           | 04/06/1976       | Zaffaroni, Alejandro                            | 03/10/1975                 |  |
| <del>                                     </del> | US-3,974,179           | 08/10/1976       | Demerson, Christopher A., et al.                | 10/10/1974                 |  |
|  | US-3,993,073           | 11/23/1976       | Zaffaroni, Alejandro                            | 03/03/1975                 |  |
|  | US-4,310,509           | 01/12/1982       | Berglund, Claire A., et al.                     | 07/31/1979                 |  |
|  | US-4,460,562           | 07/17/1984       | Keith, Alec D., et al.                          | 03/30/1983                 |  |
|  | US-4,466,953           | 08/21/1984       | Keith, Alec D., et al.                          | 09/30/1982                 |  |
|  | US-4,482,534           | 11/13/1984       | Blank, Izhak                                    | 08/18/1983                 |  |
|  | US-4,485,097           | 11/27/1984       | Bell, E.  | 05/25/1983                 |  |
|  | US-4,505,891           | 03/19/1985       | Ito, Toshio                                     |                            |  |
| <del>                                     </del> | US-4,533,540           | 08/06/1985       | Blank, Izhak                                    | 08/30/1984                 |  |
| <del></del>                                      | US-4,542,012           | 08/17/1985       | Dell, John D.                                   | 02/11/1983                 |  |
| <del></del>                                      | US-4,542,013           | 09/17/1985       | Keith, Alec D., et al.                          | 08/16/1983                 |  |
| <del> </del>                                     | US-4,560,555           | 12/24/1985       | Snider, Bruno                                   | 12/12/1983                 |  |
|  | US-4,585,877           | 04/29/1986       | Demerson, Christopher A., et al.                | 05/06/1985                 |  |
| <del></del>                                      | US-4,597,961           | 07/01/1986       | Etscorn, Frank T.                               | 01/23/1985                 |  |
|  | US-4,608,249           | 08/26/1986       | Otsuka, Saburo                                  | 11/02/1982                 |  |
|  | US-4,686,213           | 08/11/1987       | Ferdinandi, Eckhardt S., et al.                 | 08/15/1986                 |  |
|  | US-4,748,252           | 05/31/1988       | Ferdinandi, Eckhardt S., et al.                 | 01/28/1987                 |  |
|  | US-4,806,356           | 02/21/1989       | Shaw, Alec S.                                   | 04/03/1987                 |  |
|  | US-4,940,587           | 07/10/1990       | Jenkins, Anthony W., et al.                     | 06/03/1986                 |  |
|  | US-5,599,946           | 02/04/1997       | Vincenzo, Giobbio, et al.                       | 05/30/1995                 |  |
| <del></del>                                      | US-5,776,967           | 07/07/1998       | Kreft, Anthony F., et al.                       | 07/07/1997                 |  |
| h/1  | US-5,824,699           | 10/20/1998       | Kreft, Anthony F., et al.                       | 03/16/1998                 |  |
|  | US-5,968,974           | 10/19/1999       | Kargman, Stacia, et al.                         | 10/10/1997                 |  |
| 11   | US-6,160,018           | 12/12/2000       | Wechter, William J., et al.                     | 03/10/1997                 |  |

|                      |                     | FOREIGN PATEN    | IT DOCUMENTS                                       |    |
|----------------------|---------------------|------------------|--|----|
| Examiner<br>Initials | Foreign Document No | Publication Date | Name of Patentee or Applicant of cited<br>Document | T² |
|                      | WO-0106990A2        | 02/01/2001       | Carson, Dennis A.                                  |    |
|                      | WO-0212188A2        | 02/14/2002       | Carson, Dennis A.                                  | X  |
| 1                    | WO-9748391A3        | 12/24/1997       | Xiaotao, Quian                                     |    |
| 11                   | WO-98/40078A1       | 09/17/1998       | Rephaeli, A.                                       |    |

DATE CONSIDERED EXAMINER

PTO/SE/08A(10-01)
Approved for use through 10/31/2002, OMB 651-0031
US Patent & Trademark Office: U.S. DEFARTMENT OF COMMERCE

| Substitute for form 1449A/PTO                 | Under the Paperwork Reduction Act of 1986, no persons are required to respond to a collection of information unless it contains a valid OMB control number<br>Complete if Known |                    |  |
|---|---|--------------------|--|
| INFORMATION DISCLOSURE STATEMENT BY APPLICANT | Application Number  | 10/667,208         |  |
| (Use as many sheets as necessary)             | Filing Date   | September 19, 2003 |  |
|   | First Named Inventor  | Carson, Dennis     |  |
|   | Group Art Unit  | 1614               |  |
|   | Examiner Name   | Henley, Raymond    |  |
| Sheet 2 of 2                                  | Attorney Docket No: 103.032US1  |                    |  |

|                       |              |   | /   |
|-----------------------|--------------|---|-----|
|                       | OTHE         | R DOCUMENTS NON PATENT LITERATURE DOCUMENTS   |     |
| Examiner<br>Initials* | Cite<br>No 1 | Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.                     | T*/ |
| THE                   |              | The Merck Index, Thirteenth Edition, Budavari, S., et al., (eds.), Merck & Co., Inc., Rahway, N.J., "Etodolac, Entry No. 3905 ",(1990),p. 685   |     |
|                       |              | In: Remington's Pharmaceutical Sciences, Eighteenth Edition, Gennaro, A.R., (ed.), Mack Publishing Company, Easton, PA,(1990),pp. 1115-1122   |     |
|                       |              | HEATH, CLARK W., "Nonsteroidal Antiinflammatory Drugs and Human Cancer", American Cancer Society, Voulme 74, Number 10, (November 15, 1994),2885-2886   |     |
| ,                     |              | MCCRACKEN, JOHN D., "Antiproliferative Effects of the Enantiomers of Flurbiprofen", Journal of Clinical Pharmacology, (1996),540-545  |     |
|                       |              | PIAZZA, GARY A., "Apoptois Primarily Accounts for the Growth-inhibitory Properties of Sulindac Metabolites and Involves a Mechanism That is Independent of Cyclooxygebase Inhibition, Cell Cycles Arrest, and p53 Induction", Cancer Research, Volume 57, (June 15, 1997),2452-2459 |     |
|                       |              | RILEY, et al., "New Drugs: a six month review", <u>US Pharamacist, Vol. 16,</u> (September 1991),35-64  | I   |
|                       | ·            | THUN, MICHAEL J., "Aspirin, NSAIDs, and digestive tract cancers", Cancer and Metastasis Reviews 13, Kluwer Academic Publishers., (1994),269-277   |     |
|                       |              | WECHTER, WILLIAM J., "R-Flurbiprofen (E-7869), a chemopreventive and treatment of cancer", Inflammopharmacology, Volume 8, No. 2, (2000),189-206  |     |
|                       |              | WECHTER, WILLIAM J., "R-Flurbiprofen Chemoprevention and Treatment of Intestinal Adenomas in the APC min/+ Mouse Model: Implications for Prophylaxis and Treatment of Colon Cancer", Cancer Research, Volume 57, Number 19, (October 1, 1997),4316-4324                             |     |
| B                     |              | WECHTER, WILLIAM J., "Rac-Flurbiprofen Is More Ulcerogenic Than Its (S)-<br>Enantiomer", Chirality, Volume 5, Number 7, (1993),492-494  |     |

EXAMINER POLICY Substitute Dischaus Statement Form (PTG-1449)